

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

A. O. NO. 133 OF 2006

IQBAL ALI MOHAMMED WADIA
ALIAS MOHD.IQBAL ALI MOHAMMED
AND ANOTHER ... Appellants
vs.
SHAMIM AHEMAD HAFIZULLA SIDDIQUI ... respondent

with
A.O. No. 134 of 2006

IQBAL ALI MOHAMMED WADIA
ALIAS MOHD.IQBAL ALI MOHAMMED
AND ANOTHER ... Appellants
vs.
ANAND MAHESH AGARWAL ... Respondent

Smt. Eventa A. Gonsalves for appellants
Mr. G.N. Pandit for respondent

CORAM: D. G. KARNIK J.
DATE: November 29, 2006

P.C.:

1. These two appeals arise out of the two suits by the respective respondents against the appellant – landlord for an injunction restraining him from dispossessing their possession.
2. Before me, counsel for the parties stated that the respondents were inducted in the suit premises in their respective

possession as licensees. According to the appellant the licences were terminated and despite the termination the respondents have continued in occupation of the suit premises. Fearing that they would be illegally dispossessed the respondents have filed the suits restraining the appellant from dispossessing them.

3. Before me, counsel for the appellant stated that the appellants, has no intention to dispossessing the respective respondents by use of force and would initiate appropriate legal proceedings for the eviction of the respective respondents. In view of this statement made by the counsel I pass the following order.
4. The impugned order is set aside. The appellant is restrained from dispossessing the respondents, except by due process of law.

(D.G. KARNIK J.)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

Civil application no. 162 of 2006
in
A. O. NO. 133 OF 2006

IQBAL ALI MOHAMMED WADIA
ALIAS MOHD.IQBAL ALI MOHAMMED
AND ANOTHER ... Appellants
vs.
SHAMIM AHEMAD HAFIZULLA SIDDIQUI ... Respondent

Smt. Eventa A. Gonsalves for appellants
Mr. G.N. Pandit for respondent

CORAM: D. G. KARNIK J.
DATE: November 29, 2006

P.C.:

In view of the disposal of the appeal this civil application does not survive and is disposed of accordingly.

(D.G. KARNIK J.)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

Civil application no. 163 of 12006
in
A.O. No. 134 of 2006

IQBAL ALI MOHAMMED WADIA
ALIAS MOHD.IQBAL ALI MOHAMMED
AND ANOTHER ... Appellants
vs.
ANAND MAHESH AGARWAL ... Respondent

Smt. Eventa A. Gonsalves for appellants
Mr. G.N. Pandit for respondent

CORAM: D. G. KARNIK J.
DATE: November 29, 2006

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In view of the disposal of the appeal this civil application does not survive and is disposed of accordingly.

(D.G. KARNIK J.)